IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JAIPUR BENCH, JAIPUR

ORDER

S.B.CIVIL WRIT PETITION NO.5640/1998.

Dr.Anil Agarwal. **VERSUS** RIICO and Another.

15.12.2006.

HON'BLE MR.JUSTICE DALIP SINGH

Mr.Mukesh Gupta, for the petitioner.
Mr.Sandeep Pathak on behalf of
Mr.Bharat Vyas, Additional Advocate General.

*****

The petitioner in this writ petition has challenged the order passed by the Senior Regional Manager, RIICO (Annexure-1) making allotment of plot No.H1-133 in favour of the respondent No.2 for construction of hospital in Bhiwadi Industrial Area.

Even as per the submission of the learned counsel for the petitioner, the petitioner as well as the respondent No.3 to whom the allotment has been made were both eligible. The comparative merits of the applicants have been assessed by the respondents and the allotment has been made in favour of the respondent No.3.

It is not possible for this court to substitute its opinion for that of the Selection committee by judging the comparative merits which is sought to be challenged before this court by the learned counsel for the petitioner in the exercise of the extra ordinary jurisdiction under Article 226 of the Constitution of India.

The writ petition as well as the stay application are consequently dismissed summarily.

(DALIP SINGH),J.

Solanki DS, Jr.P.A.